

**ASSEMBLY AMENDMENT 17,
TO 2003 SENATE BILL 44**

June 19, 2003 – Offered by Representative TAYLOR.

1 At the locations indicated, amend the bill, as shown by senate substitute
2 amendment 1, as follows:

3 **1.** Page 185, line 8: delete lines 8 and 9.

4 **2.** Page 218, line 2: delete lines 2 and 3.

5 **3.** Page 254, line 6: increase the dollar amount for fiscal year 2003–04 by
6 \$370,800 and increase the dollar amount for fiscal year 2004–05 by \$370,800 for the
7 purpose of providing additional reimbursement to counties for court interpreter fees.

8 **4.** Page 311, line 7: after that line insert:

9 “**SECTION 440g.** 20.410 (1) (gi) of the statutes is amended to read:

10 20.410 **(1)** (gi) *General operations.* The amounts in the schedule to operate
11 institutions and provide field services and administrative services. All moneys
12 received under s. 303.01 (8) that are attributable to moneys collected from earnings
13 of inmates and residents under s. 303.01 (2) (em) and all moneys received under ss.

1 302.386 (2m) and (3) (d) and 303.065 (6) shall be credited to this appropriation
2 account.

3 **SECTION 440m.** 20.410 (1) (hm) of the statutes is repealed.

4 **SECTION 440r.** 20.410 (1) (km) of the statutes is amended to read:

5 20.410 (1) (km) *Prison industries.* The amounts in the schedule for the
6 establishment and operation of prison industries, ~~but not including the program~~
7 ~~under s. 303.01 (2) (em).~~ All moneys received from prison industries sales shall be
8 credited to this appropriation. All moneys credited to this appropriation shall be
9 expended first for the purpose under par. (ko). No expenditure may be made from this
10 appropriation for the construction of buildings or purchase of equipment for new
11 prison industries, except upon approval of the joint committee on finance after a
12 determination that the moneys are needed and that no other appropriation is
13 available for that purpose.”.

14 **5.** Page 339, line 17: after that line insert:

15 “**SECTION 560m.** 20.455 (5) (i) of the statutes is repealed.

16 **SECTION 560t.** 20.455 (5) (kj) of the statutes is amended to read:

17 20.455 (5) (kj) *Victim payments, victim surcharge.* The amounts in the schedule
18 for the payment of compensation and funeral and burial expenses awards to the
19 victims of crimes under ch. 949. All moneys transferred from the appropriation
20 account under par. (g) shall be credited to this appropriation account. If the
21 department of justice determines that the total of the amounts in this appropriation
22 account and the amounts for compensation and awards to victims of crime under ch.
23 949 in the appropriation accounts under pars. (b), (h), (i) and (m) exceeds the amount
24 needed to fully fund compensation and awards to victims of crimes under ch. 949, the

1 department of justice may transfer moneys from this appropriation account to the
2 appropriation account under par. (kk). The amount transferred to the appropriation
3 account under par. (kk) may not exceed the amount by which the total amounts
4 appropriated under this paragraph and pars. (b), (h), (i) and (m) for compensation
5 and awards to victims of crimes under ch. 949 exceed the amount needed to fully fund
6 compensation and awards to victims of crimes under ch. 949.”.

7 **6.** Page 770, line 16: after that line insert:

8 “**SECTION 1953m.** 108.07 (8) (b) of the statutes is amended to read:

9 108.07 (**8**) (b) If a claimant is a prisoner of a state prison, as defined in s. 302.01,
10 and has employment with an employer other than the department of corrections or
11 ~~a private business leasing space within a state prison under s. 303.01 (2) (em), and~~
12 the claimant’s employment terminates because conditions of incarceration or
13 supervision make it impossible to continue the employment, the department shall
14 charge to the fund’s balancing account any benefits based on the terminated
15 employment that are otherwise chargeable to the account of an employer that is
16 subject to the contribution requirements under ss. 108.17 and 108.18.”.

17 **7.** Page 806, line 3: after that line insert:

18 “**SECTION 2045g.** 132.13 (1) (a) of the statutes is renumbered 132.13 (1).

19 **SECTION 2045r.** 132.13 (1) (b) of the statutes is repealed.”.

20 **8.** Page 934, line 2: after that line insert:

21 “**SECTION 2500m.** 301.31 of the statutes is amended to read:

22 **301.31 Wages to prisoners.** The department may provide for assistance of
23 prisoners on their discharge; for the support of their families while the prisoners are
24 in confinement; or for the payment, either in full or ratably, of their obligations

1 acknowledged by them in writing or which have been reduced to judgment by the
2 allowance of moderate wages, to be paid from the operation, maintenance, farm and
3 construction appropriations of the institution in which they are confined. Until the
4 prisoner's final discharge, the funds arising from the wages shall be under the
5 control of the officer in charge of the institution and shall be used for the benefit of
6 the prisoner, the prisoner's family and other obligations specified in this section.
7 Earnings by inmates working in the prison industries and the retention and
8 distribution thereof shall be governed by ss. s. 303.01 (4) and (8) ~~and 303.06 (2)~~.”.

9 **9.** Page 937, line 2: after that line insert:

10 “**SECTION 2506gn.** 303.01 (2) (em) of the statutes is repealed.

11 **SECTION 2506kb.** 303.01 (8) (b) of the statutes is amended to read:

12 303.01 **(8)** (b) The department shall distribute earnings of an inmate or
13 resident, ~~other than an inmate or resident employed under sub. (2) (em)~~, for the crime
14 victim and witness assistance surcharge under s. 973.045 (4), for the delinquency
15 victim and witness assistance surcharge under s. 938.34 (8d) (c), and for the
16 deoxyribonucleic acid analysis surcharge under s. 973.046 (4) ~~and for compliance~~
17 ~~with s. 303.06 (2)~~ and may distribute earnings for the support of the inmate's or
18 resident's dependents and for other obligations either acknowledged by the inmate
19 or resident in writing or which have been reduced to judgment that may be satisfied
20 according to law.

21 **SECTION 2506kg.** 303.01 (8) (c) of the statutes is repealed.

22 **SECTION 2506km.** 303.01 (8) (d) of the statutes is repealed.

23 **SECTION 2506kq.** 303.01 (8) (e) of the statutes is repealed.

24 **SECTION 2506ks.** 303.01 (11) of the statutes is repealed.

1 **SECTION 2506mg.** 303.06 (2) of the statutes is repealed.

2 **SECTION 2506mm.** 303.06 (3) of the statutes is repealed.”.

3 **10.** Page 937, line 3: after that line insert:

4 “**SECTION 2507m.** 303.21 (1) (b) of the statutes is amended to read:

5 303.21 **(1)** (b) Inmates are included under par. (a) if they are participating in
6 a structured work program away from the institution grounds under s. 302.15 or a
7 secure work program under s. 303.063. Inmates are not included under par. (a) if
8 they are employed in a prison industry under s. 303.06 (2), participating in a work
9 release program under s. 303.065 (2), ~~participating in employment with a private~~
10 ~~business under s. 303.01 (2) (em)~~ or participating in the transitional employment
11 program, but they are eligible for worker’s compensation benefits under ch. 102.
12 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are
13 eligible for worker’s compensation benefits under ch. 102.

14 **SECTION 2507r.** 303.215 of the statutes is repealed.”.

15 **11.** Page 1117, line 23: before that line insert:

16 “(3k) TRANSFER OF PRIVATE BUSINESS PRISON EMPLOYMENT APPROPRIATION BALANCE.
17 Immediately before the effective date of this subsection, the unencumbered balance
18 in the appropriation account under section 20.410 (1) (hm) of the statutes, as affected
19 by this act, is transferred to the appropriation account under section 20.410 (1) (km)
20 of the statutes, as affected by this act.”.

21

(END)